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11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15
16 UNITED STATES OF AMERICA, } CR No. 08-70183 JCS
17 Plaintiff, } STIPULATION AND [PROPOSED] ORDER
18 v. } EXCLUDING TIME UNDER 18 U.S.C. § 3161
19 PEK HOON MARGARET LIM, }
20 Defendant. }
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23 On May 7, 2008, the parties in this case appeared before the Court for a status conference.

24 At that time, the parties requested, and the Court agreed, to set a status conference on May 30,
25 2008 to schedule the date for the defendant's preliminary hearing and arraignment. The parties
26 further stipulated that pursuant to Federal Rule of Criminal Procedure ("FRCP") 5.1(d), the time
27 limits set forth in FRCP 5.1(c) be excluded from May 7, 2008, through May 30, 2008. The
28 parties

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2 agreed that, taking into account the public interest in prompt disposition of criminal cases, good
3 cause existed for this extension.

4 On May 30, 2008, the parties appeared before the Court for another status conference. At
5 that time, the parties requested, and the Court agreed, to set a status conference on June 20, 2008
6 to schedule the date for the defendant's preliminary hearing and arraignment. The parties further
7 stipulated that pursuant to Federal Rule of Criminal Procedure ("FRCP") 5.1(d), the time limits
8 set forth in FRCP 5.1(c) be excluded from May 30, 2008, through June 20, 2008. The parties
9 agreed that, taking into account the public interest in prompt disposition of criminal cases, good
10 cause exists for this extension.

11 The defendant also agrees to exclude, from May 7, 2008 through May 30, 2008, and from
12 May 30, 2008 through June 20, 2008, any time limits applicable under 18 U.S.C. § 3161. The
13 parties represented to the Court that the length of the continuances mentioned above was the
14 reasonable time necessary for effective preparation of defense counsel. 18 U.S.C. §
15 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by granting those
16 continuances outweighed the best interests of the public and the defendant in a speedy trial. 18
17 U.S.C. § 3161(h)(8)(A).

18 SO STIPULATED:

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20 JOSEPH P. RUSSONIELLO
United States Attorney

22 DATED: May 30, 2008

23 _____/s/
TAREK J. HELOU
Assistant United States Attorney

25 DATED: May 30, 2008

26 _____/s/
GEOFFREY HANSEN
Attorney for Defendant Margaret Pek Hoon Lim

28 For the reasons stated above, the Court finds that exclusion of time from May 7, 2008

1 through May 30, 2008 is warranted and that the ends of justice served by the continuance
2 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161
3 (h)(8)(A); FRCP 5.1(d). The failure to grant the requested continuance would deny the
4 defendant effective preparation of counsel, and would result in a miscarriage of justice. 18
5 U.S.C. §3161(h)(8)(B)(iv).

6 The Court also finds that exclusion of time from May 30, 2008 through June 20, 2008 is
7 warranted and that the ends of justice served by the continuance outweigh the best interests of
8 the public and the defendant in a speedy trial. 18 U.S.C. §3161 (h)(8)(A); FRCP 5.1(d). The
9 failure to grant the requested continuance would deny the defendant effective preparation of
10 counsel, and would result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(iv).

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12 SO ORDERED.

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14 DATED: _____

15 THE HONORABLE EDWARD M. CHEN
16 United States Magistrate Judge

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